

2165

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
00-030

In Re Application For: **WALKER et al.**

Serial No.
09/855,300

Filing Date
May 15, 2001

Examiner
Not Yet Assigned

Group Art Unit
2165

Title: **SYSTEM FOR PROVIDING OFFERS USING A BILLING STATEMENT**

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**Supplemental Information Disclosure Statement (5 pp.);
PTO Form-1449 (15 pp.) and references cited therein (176); and
Return Receipt Postcard.**

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in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **50-0271** as described below. A duplicate copy of this sheet is enclosed.
 - ☐ Charge the amount of _____
 - ☒ Credit any overpayment.
 - ☒ Charge any additional fee required.



Signature

Dated: **May 2, 2002**

Michael D. Downs
Attorney for Applicants
PTO Registration No. 50,252
(203) 461-7292/phone
(203) 461-7300/fax

Customer No. 22927

cc: Mdowns@walkerdigital.com

I certify that this document and fee is being deposited on **May 2, 2002** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



Signature of Person Mailing Correspondence

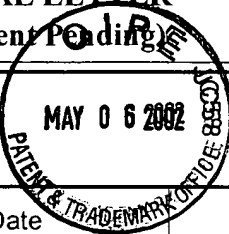
Michael D. Brinton

Typed or Printed Name of Person Mailing Correspondence

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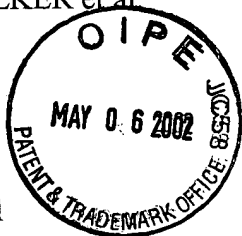
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WALKER et al

Serial No.: 09/855,300

Filing Date: May 15, 2001

For: SYSTEM FOR PROVIDING OFFERS
USING A BILLING STATEMENT

) Examiner: Not Yet Assigned

) Group Art Unit: 2165

) Attorney Docket No: 00-030

) Customer No.: 22927



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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as priority mail in an envelope with sufficient postage and addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on May 2, 2002.

Dated: 05/02/02 By:

Michael D. Brinton

Assistant Commissioner for Patents
Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants submit herewith patents, publications or other information of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a thorough search has been made, an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. Nor shall the filing of this information disclosure statement be construed as an admission against interest in any manner.

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§1.56, 1.97 and 1.98. The items listed on the accompanying Form PTO-1449 may be deemed to be pertinent

to the above-identified application and are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items listed on the enclosed copy of Form PTO-1449 and to independently ascertain their teaching.

1. ☐ Applicants respectfully direct the Examiner's attention to the pending U.S. patent applications listed on the enclosed Form PTO-1449. The Examiner is respectfully requested to fully consider and independently ascertain the teachings and relevance of those applications with respect to the instant application. Applicants would be pleased to provide the Examiner with a copy of these applications upon request.
2. ☐ For each of the items listed on the enclosed copy of Form PTO-1449 that is not in the English language, a European Search Report from a counterpart European application is enclosed. Such items are marked as reference letter(s): _____.
3. ☐ For each of the items listed on the enclosed copy of Form PTO-1449 that is not in the English language, a concise explanation of the relevance of that item is incorporated in the specification of the above-identified application. Such items are marked as reference letter(s): _____.
4. ☒ No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with:

☐ 37 C.F.R. §1.97(b)(1), within three months of the filing date of the above-identified application.

☐ 37 C.F.R. §1.97(b)(2), within three months of the date of entry into the national stage as set forth in §1.491.

☒ 37 C.F.R. §1.97(b)(3), before the mailing date of a first Office Action on the merits.

5. ☐ No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. 1.97(c), after the period specified in paragraph 4 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action), and is accompanied by one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below.
6. ☐ A fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(c) after the period specified in paragraph 4 above but before the mailing date of a final action or a Notice of Allowance (where there has been no prior final action). The fee due under 37 C.F.R. §1.17(p) is to be paid as set forth in paragraph 10 below.
7. ☐ A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in accordance with 37 C.F.R. §1.97(d), after the mailing date of a final action or a Notice of Allowance, but before the payment of the issue fee, and is accompanied by:
- a. one of the certifications pursuant to 37 C.F.R. §1.97(e) set forth in paragraph 9 below; and
 - b. this document is to be considered as a petition requesting consideration of the information disclosure statement.
 - c. the fee due under 37 C.F.R. §1.17(i)(1) which is paid as set forth in paragraph 10 below.
8. ☐ A fee is due under 37 C.F.R. §1.17(i)(1) for this Information Disclosure Statement since it is being filed in compliance with:

- ☐ 37 C.F.R. §1.313(b)(3), after the issue fee has been paid and information cited in this Information Disclosure Statement may render at least one claim unpatentable and is accompanied by the attached Petition to Withdraw Application from Issue;
- ☐ 37 C.F.R. §1.313(b)(5), after the issue fee has been paid and information cited in this Information Disclosure Statement is to be considered in a Continuation application upon abandonment of the instant application and is accompanied by the attached Petition to Withdraw Application from Issue.
- ☐ The fee due under 37 C.F.R. §1.17(i)(1) is paid as set forth in paragraph 10 below.
9. ☐ I hereby certify:
- ☐ that each item of information contained in the items listed on the enclosed copy of Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. A copy of such communication is enclosed.
- ☐ that no item of information contained or listed on the enclosed copy of Form PTO-1449 was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
10. ☐ Please accept payment of the fees due as indicated below:
- ☐ A check in the amount of \$180.00 is enclosed in payment of the fee due under 37 C.F.R. 1.17(p).


[] The Commissioner is hereby authorized to charge \$180.00 to Deposit Account No. 50-0271 in payment of the fee due under 37 C.F.R. §1.17(p). A duplicate copy of this sheet is attached for such purpose

11. [X] The Commissioner is hereby authorized to charge any additional fees which may be required for this Information Disclosure Statement, or credit any overpayment to Deposit Account No. 50-0271. A copy of this authorization is attached.

12. [] No fee is believed to be due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed concurrently with a Request for Continued Examination.

Respectfully submitted,

May 2, 2002
Date



Michael D. Downs
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Group Art Unit

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U.S. PATENT DOCUMENTS

EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIAT E
	A	3,573,747	04/06/71	Adams et al.	340	172.5	
	B	4,108,361	08/22/78	Krause	235	375	
	C	4,323,770	04/06/82	Dieulot et al.	235	375	
	D	4,494,197	01/15/85	Troy et al.	364	412	
	E	4,500,880	02/19/85	Gomersall et al.	340	825.35	
	F	4,669,730	06/02/87	Small	273	138 A	
	G	4,677,553	06/30/87	Roberts et al.	364	412	
	H	4,689,742	08/25/87	Troy et al.	364	412	
	I	4,723,212	02/02/88	Mindrum et al.	364	401	
	J	4,760,247	07/26/88	Keane et al.	235	454	
	K	4,815,741	03/28/89	Small	273	138 A	

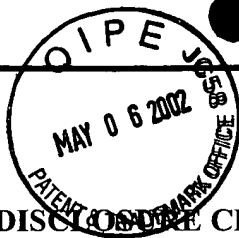
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Technology Center 2100**FOREIGN PATENT DOCUMENTS**

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	Translation	
							Yes	No
	L	EP 0 085 546 A2	08/10/83	Europe				
	M	EP 0 109 189 A1	05/23/84	Europe				
	N	EP 512413 A	11/11/92	Europe (Abstract)				

OTHER DOCUMENTS (Including author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER**DATE CONSIDERED:****EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE IF APPROPRIAT E
	O	4,839,507	06/13/89	May	235	381	
	P	4,854,590	08/08/89	Jolliff et al.	273	138 A	
	Q	4,859,838	08/22/89	Okiharu	235	383	
	R	4,876,592	10/24/89	Von Kohorn	358	84	
	S	4,882,473	11/21/89	Bergeron et al.	235	380	
	T	4,902,880	02/20/90	Garczynski et al.	235	375	
	U	4,908,761	03/13/90	Tai	364	401	
	V	4,910,672	03/20/90	Off et al.	364	405	
	W	4,922,522	05/01/90	Scanlon	379	95	
	X	4,937,853	06/26/90	Brule et al.	379	96	
	Y	4,973,952	11/27/90	Malec et al.	340	825.350	

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	Translation	
							Yes	No
	Z	JP 5242363 A	09/21/93	Japan (Abstract)				
	AA	EP 607686 A	07/27/94	Europe (Abstract)				
	BB	JP 7073375 A	03/17/95	Japan (Abstract)				

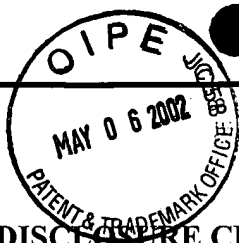
OTHER DOCUMENTS (Including author, Title, Date, Pertinent Pages, Etc.)

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EXAMINE R INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIAT E
	CC	4,982,337	01/01/91	Burr et al.	364	479	
	DD	4,993,714	02/19/91	Golightly	273	138 A	
	EE	5,003,384	03/26/91	Durden et al.	358	84	
	FF	5,025,372	06/18/91	Burton et al.	364	406	
	GG	5,056,019	10/08/91	Schultz et al.	364	405	
	HH	5,119,295	06/02/92	Kapur	364	412	
	II	5,128,862	07/07/92	Mueller	364	405	
	JJ	5,132,914	07/21/92	Cahlander et al.	364	478	
	KK	5,172,328	12/15/92	Cahlander et al.	364	478	
	LL	5,177,342	01/05/93	Adams	235	379	
	MM	5,192,854	03/09/93	Counts	235	375	

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	Translation	
							Yes	No
	NN	WO 96/29668 A	09/26/96	PCT (Abstract)				
	OO	JP 8279007 A	10/22/96	Japan (Abstract)				
	PP	WO 96/36926 A	11/21/96	PCT (Abstract)				

OTHER DOCUMENTS (Including author, Title, Date, Pertinent Pages, Etc.)

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EXAMINE R INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIAT E
	QQ	5,201,010	04/06/93	Deaton et al.	382	7	
	RR	5,216,595	06/01/93	Protheroe	364	412	
	SS	5,223,698	06/29/93	Kapur	235	375	
	TT	5,231,569	07/27/93	Myatt et al.	364	408	
	UU	5,239,165	08/24/93	Novak	235	375	
	VV	5,243,515	09/07/93	Lee	364	401	
	WW	5,245,533	09/14/93	Marshall	364	401	
	XX	5,256,863	10/26/93	Ferguson et al.	235	383	
	YY	5,262,941	11/16/93	Saladin et al.	364	408	
	ZZ	5,274,547	12/28/93	Zoffel et al.	364	408	
	AAA	5,283,731	02/01/94	Lalonde et al.	364	401	

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	Translation	
							Yes	No
	BBB	WO 97/28510	08/07/97	PCT				
	CCC	WO 97/35441	09/25/97	PCT				
	DDD	WO 00/75855 A2	12/14/00	PCT				

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EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIAT E
	EEE	5,297,031	03/22/94	Guttermann et al.	364	408	
	FFF	5,302,811	04/12/94	Fukatsu	235	381	
	GGG	5,305,195	04/19/94	Murphy	364	401	
	HHH	5,309,355	05/03/94	Lockwood	364	401	
	III	5,353,218	10/04/94	De Lapa et al.	364	401	
	JJJ	5,371,796	12/06/94	Avarne	380	23	
	KKK	Re. 34,915	04/25/95	Nichtberger et al.	364	401	
	LLL	5,434,394	07/18/95	Roach et al.	235	375	
	MMM	5,458,284	10/17/95	Haan et al.	229	304	
	NNN	5,459,306	10/17/95	Stein et al.	235	383	
	OOO	5,481,094	01/02/96	Suda	235	383	

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	PPP	"Rehayem, Gilbert, "Opinion: X-Press Betting", La Fleur's Lottery World, undated.
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	QQQ	5,504,475	04/02/96	Houdou et al.	340	825.35	
	RRR	5,510,979	04/23/96	Moderi et al.	364	405	
	SSS	5,539,189	07/23/96	Wilson	235	379	
	TTT	5,564,546	10/15/96	Molbak et al.	194	216	
	UUU	5,572,653	11/05/96	DeTemple et al.	395	501	
	VVV	5,581,064	12/03/96	Riley et al.	235	383	
	WWW	5,592,375	01/07/97	Salmon et al.	395	207	
	XXX	5,592,376	01/07/97	Hodroff	395	214	
	YYY	5,602,377	02/11/97	Beller et al.	235	462	
	ZZZ	5,611,052	03/11/97	Dykstra et al.	395	238	
	AAAA	5,612,868	03/18/97	Off et al.	364	214	

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	BBBB	Brochure: "Reaching Out in New Directions", First Data Corporation, Merchant Services, undated.
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	CCCC	5,615,269	03/25/97	Micali	380	49	
	DDDD	5,620,079	04/15/97	Molbak	194	217	
	EEEE	5,621,201	04/15/97	Langhans et al.	235	380	
	FFFF	5,621,640	04/15/97	Burke	395	214	
	GGGG	5,621,812	04/15/97	Deaton et al.	382	100	
	HHHH	5,632,010	05/20/97	Briechele et al.	345	1	
	IIII	5,638,457	06/10/97	Deaton et al.	382	100	
	JJJJ	5,642,485	06/24/97	Deaton et al.	395	214	
	KKKK	5,644,723	07/01/97	Deaton et al.	395	214	
	LLLL	5,649,114	07/15/97	Deaton et al.	395	214	
	MMMM	5,652,421	07/29/97	Veeneman et al.	235	381	

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							Yes	No

OTHER DOCUMENTS (Including author, Title, Date, Pertinent Pages, Etc.)

	NNNN	Brochure: "Introducing the Digital MenuBoard TM ", Siren Technologies, Inc., (www.sirentech.com).
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	OOOO	5,655,007	08/05/97	McAllister	379	91.01	
	PPPP	5,664,115	09/02/97	Fraser	705	37	
	QQQQ	5,665,953	09/09/97	Mazzamuto et al.	235	383	
	RRRR	5,687,322	11/11/97	Deaton et al.	395	214	
	SSSS	5,724,886	03/10/98	Ewald et al.	99	374	
	TTTT	5,761,650	06/02/98	Munsil et al.	705	34	
	UUUU	5,832,457	11/03/98	O'Brien et al.	705	14	
	VVVV	5,845,259	12/01/98	West et al.	705	14	
	WWWW	5,890,718	04/06/99	Byon	273	459	
	XXXX	5,946,665	08/31/99	Suzuki et al.	705	26	
	YYYY	5,970,469	10/19/99	Scroggie et al.	705	14	

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OTHER DOCUMENTS (Including author, Title, Date, Pertinent Pages, Etc.)

	ZZZZ	"Cape Town", Reuters, Ltd, November 8, 1979.

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	AAAAA	5,999,914	12/07/99	Blinn et al.	705	26	
	BBBBB	6,014,634	01/11/00	Scroggie et al.	705	14	
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							Yes	No

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	LLLLL	US 6,292,786 B1	09/18/01	Deaton et al.	705	14	

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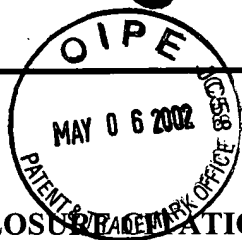
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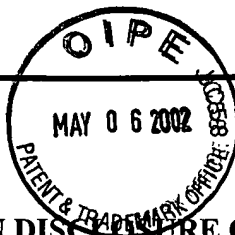
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